

SIKKIM



GOVERNMENT

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**GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS,
TRAINING & PUBLIC GRIEVANCES
GANGTOK-SIKKIM**

No:32/GEN/DOP

Dated: 20/5/2017

NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the constitution of India and in supersession of notification Number 84/GEN/Estt dated: 23/06/1988 and notification Number 56/GEN/Estt dated 21.05.1991 the Governor of Sikkim is hereby pleased to make the following rules, namely:-

Short title and commencement	1.	(1) These rules may be called the Sikkim State Sub-ordinate Legal Metrology Service Rules, 2017. (2) They shall come into force on the date of their publication in the Official Gazette.
Definition:	2.	In these rules, unless the context otherwise requires:- (a) "appointed day" means the date, from which the provisions of these rules comes into force; (b) "Cadre Post" means any of the post specified under the Schedule; (c) "Commission" means the Sikkim Public Service Commission; (d) "Committee" means the Selection Committee constituted under rule 11; (e) "Controlling Authority" means the Government in the Department of Food, Civil Supplies and Consumer Affairs; (f) "day" means a calendar day beginning and ending at midnight; (g) "Government" means the State Government of Sikkim; (h) "Governor" means the Governor of Sikkim; (i) "Member of the service" means a member of the Sikkim State Sub-ordinate Legal Metrology Service; (j) "Schedule" means the Schedule appended to these rules;

		<p>(k) "service" means the Sikkim State Sub-ordinate Legal Metrology Service;</p> <p>(l) "State" means the state of Sikkim;</p> <p>(m) "Year" means the financial year commencing on the 1st day of April and ending on the 31st day of March next following;</p>
Constitution of Service	3.	There shall be constituted a service to be called the Sikkim State Sub-Ordinate Legal Metrology Service consisting of Persons appointed to the service under rule 7.
Member of Service	4.	<p>(1) The following category of persons shall be the members of service, namely;-</p> <p>(a) Person(s) appointed at the initial constitution of service under the rule.</p> <p>(b) Persons appointed to the service under rule.</p> <p>(2) The person(s) appointed under clause (a) of sub-rule (1) shall, on such appointment, be deemed to be a member of the service in the appropriate grade applicable to him or her in the schedule from the appointed day.</p> <p>(3) The person appointed under clause (b) of sub-rule(1) shall be the member of service in the appropriate post applicable to him or her in the Schedule from the date of his/her appointment.</p>
Appointments and Postings	5.	<p>(1) All appointments after the appointed day to the post shall be made by the appointing authority by the methods specified in rule 7.</p> <p>(2) No post in the service will be filled as a temporarily measures by a person other than the member of service.</p> <p>(3) Notwithstanding anything contained in sub-rule (1) and sub-rule (2) of these rules, the Government shall have right to fill up post in the service by obtaining officer on deputation from the Central or other State Government for any period of time, provided, such officer, possesses the qualification as per the provisions of the Central Government's "The Legal Metrology (General) Rules" 2011.(4) The Member of the service may, in public interest be posted anywhere in the State by the Government.</p>
Initial constitution of the post	6.	All persons holding, on the appointed day to the post on a regular basis, otherwise than as a purely temporary arrangement or on contract or on deputation from Central or other State Government shall be deemed to have been appointed to the corresponding post.
Method of Recruitment	7.	Any vacancy arising in the service after appointed day, shall be filled up in the manner provided in the Schedule.
Qualification and Age	8.	The qualification and age of the candidates shall be, as prescribed in the Schedule.

Recruitment by Competitive Examination:	9.	<p>(1) A Competitive Examination for recruitment to the service by direct recruitment shall be held as and when vacancy arises, in consultation with the Sikkim Public Service Commission.</p> <p>(2) The examination shall be conducted by the Sikkim Public Service Commission in accordance with such rules and syllabus as the Government, the Food, Civil Supplies and Consumer Affairs Department may, from time to time, make after consultation with the Commission.</p> <p>(3) The number of vacancies to be filled up on the result of each examination, there shall be reservation in favour of the candidates belonging to all communities as per the Standing Provisions to the extent and subject to the conditions as the Government may, from time to time, specify.</p>
Attempt at the Examination	10.	No candidate shall be permitted to compete more than three times at the competitive examination.
Selection Committee	11.	<p>There shall be a Selection Committee consisting of the following members, namely:-</p> <p>(a) Chairman, Sikkim Public Service Commission.</p> <p>(b) Members, Sikkim Public Service Commission.</p> <p>(c) Secretary to the Government, Department of Personnel Administrative Reforms, Training, Public Grievances.</p> <p>(d) Controller, Legal Metrology Unit, Food, Civil Supplies and Consumer Affairs Department.</p> <p>(e) Secretary to the Government to be nominated by the Government.</p>
Probation	12.	<p>(1) Every person recruited to the service by competitive examination shall be appointed to the post on probation for a period of 2 (two) years.</p> <p>(2) The Government may, if it so thinks for in any case or class of cases, extend the period of probation not exceeding two years for reasons to be recorded in writing.</p>
Training	13.	A probationer, who is appointed to the post, shall, on appointment to the service, undergo training at Indian Institute of Legal Metrology, Ranchi, before his posting. He/She shall successfully complete the basic training course to cross the probationary period.
Seniority	14.	The provisions laid down in the Sikkim State Services (Regulation of Seniority) Rules, 1980 as amended from time to time, shall apply to the members of the service for the purpose of determination of their seniority.
Administrative Control	15.	<p>(1) The control over the service including appointment, transfer and deputation shall vest in the Government in the Department of Food, Civil Supplies and Consumer Affairs.</p> <p>(2) The headquarters of the member of service shall not be changed without prior approval of the Administrative head.(3) A member of</p>

the service shall not be transferred to any department, corporation, company, undertaking.		
Residuary Matters	16	All other matters in relating to the services/ posts not specified or for which no provisions has been made in these rules shall be regulated by rules and orders applicable to other officials of the Government of equivalent status.
Interpretation	17	If any question arises as to the interpretation of these rules, the decision of the Government thereon shall be final.
Power to relax	18	Where the State Government is of the opinion that it is necessary or expedient to do so; it may, by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons or posts.

TENZING GELEK, IAS
COMMISSIONER-CUM-SECRETARY TO THE GOVERNMENT
DEPARTMENT OF PERSONNEL ADM, REFORMS, TRAINING
AND PUBLIC GRIEVANCES.

Sl. No.	Name of post	Classification	Pay band and Grade	Number of post Pay/Pay scale	Method of recruitment	Age limit for direct	Educational Qualification required for direct recruitment	Eligibility condition for confirmation	Whether age and education prescribed for direct recruit will apply in case of promotes	Recommending authority
1	Inspector	Group-C	P.B.2-9300-34800 and G.P 3800	5	100% by direct recruitment through Open Competitive Examination	18-30 years relaxation as per the rule prescribed by the Government from time to time	1. Graduate of a recognized university in Science (with physics as one of the subjects), technology or engineering or holds a recognized diploma in engineering with three years professional experiences; 2. Able to speak, read and write the regional language of the state.	Must pass the basic training course from Indian Institute of Legal Metrology, Ranchi	Not applicable	As prescribed under rule 11

